

# HIS LIFE IS SAVED

Amimoto Will Not Be Hanged.

## SECOND DEGREE VERDICT

Reports on Estates of Two Wealthy Men Filed—Other Court News.

(From Wednesday's Daily.)

After just a half hour's consideration behind closed doors the jury which has been for two days listening to the testimony in the case against Amimoto, charged with killing a fellow laborer at Kahuku Plantation last March, found him guilty of murder in the second degree. Amimoto will be sentenced at 10 o'clock. The penal code of Hawaii prescribes imprisonment for twenty years or life as a punishment for the crime of which he was found guilty.

The case was heard through-out, Messrs. F. W. Hankey and A. L. C. Atkinson, who defended Amimoto made a hard struggle for their client's life and the prosecution, with Attorney General Dole and Deputy Attorney General Cathcart made a masterly presentation of the case for the Territory. That Amimoto had a hand in the murder was shown beyond question, the element of doubt being as to whether he had inflicted the wounds on the murdered man's breast that caused death or had stabbed him in the back, where wounds less dangerous and not necessarily fatal were found. It was this element of doubt that saved Amimoto's life.

The case for the prosecution occupied all the morning, most of the witnesses who were put on the stand being Japanese who were engaged in the poker game at the plantation the night the murder occurred. Shortly before noon the prosecution rested and the defense announced that it would introduce no testimony. There was a long discussion as to the instructions to the jury and the arguments occupied the rest of the afternoon. The case went to the jury at a quarter after five o'clock and the jury returned at a quarter before six o'clock with a verdict of murder in the second degree.

### THE DUNREGGAN INQUIRY.

United States Commissioner W. J. Robinson was occupied nearly all day yesterday in hearing testimony in the libel case of the Spreckels Towing Company vs. the bark Dunreggan. The Spreckels Company libeled the Dunreggan for \$20,000 for salvage in towing her from the reef at Diamond Head, where she went ashore two weeks ago.

Adm. Comdr. Chas. F. Pond of the United States tug Itou was the first on the stand. He told of going out to the Dunreggan on the Itou and helping her off the reef and he located her position with reference to the land on the chart. Captain A. L. Carver of the R. B. Sutton told of going out to the lighthouse in a carriage the morning she was reported ashore and noting her position.

Charles Peterson, better known as "Diamond Head Charlie," the man who gives the first word of the coming of ships from the Coast, described how the Dunreggan hove down on the shore until she struck the reef. J. J. Harvey, a stevedore, told of the accident and described her appearance and position.

The inquiry will continue today.

### ESTATE OF T. H. DAVIES.

T. H. Walker and F. M. Swaney have filed in the Circuit Court their first and final report as executors of the estate of Theo. H. Davies. They charge themselves with \$75,000.00 and ask to be allowed the sum of \$32,000.00, leaving a balance in favor of the estate amounting to \$43,000.00.

The inventory of the estate shows real property in Kona, Oahu, to which no valuation is given, and the following personal property: 200 shares Kahuku plantation, 1,500 shares Hamakua Mill Company, 2,500 shares Waiakae Mill Company, 250 shares Laupahoehoe Sugar Company, 250 shares Union Mill Company, 50 shares Oahu Sugar Company, half interest in Hee-croft plantation, half interest in Kukuia Mill Company, 5,500 shares in Theo. H. Davies & Co., Ltd., 60 debenture bonds in T. H. Davies & Co., Ltd., loan to S. F. Woods \$20,000, secured by mortgage; bark in the hands of T. H. Davies & Co., Ltd.

### JAMES CAMPBELL ESTATE.

The report of R. D. Mead as master in chancery verifies the appraisal of the estate of James Campbell, the deceased millionaire. It was filed in the Circuit Court yesterday.

Mr. Mead gives carefully over the accounts of the executor, Mrs. Abigail Campbell, J. O. Carter and Cecil Brown, and finds their appraisal of the estate to be practically correct in every respect. A complete inventory of the property of the estate has already been published in the Advertiser. It includes personal property valued at \$1,045,017.00, interest on personal property \$15,571.00, income since the death of James Campbell \$9,336.15, a total of \$1,070,924.15. The real property is valued at \$20,150, rents since death of the testator \$2,988.80, rents unpaid since July 1st, 1901, a total of \$25,000.00. This gives a grand total of real and personal property equaling \$25,000.00.

### ASKS FOR ALIMONY.

Mrs. Adelaide Andrade has applied to the Circuit Court for \$100 per month alimony during the pendency of the divorce proceedings recently instituted against her by her husband, John S. Andrade, the huckster.

Mrs. Andrade, in her affidavit in support of the motion, states that her husband owns a number of hucks, from each of which he receives an income of \$1 per day, and that he is besides part owner of a livery stable. She asserts that she is entirely without means to support herself or her child and that since she was driven from her home in October, 1900, by her husband she has been dependent for her support upon her father and brothers.

### LAND WILL NOT BE SOLD.

It was agreed yesterday between the parties to the suit of W. O. Smith et al. vs. W. H. Winchester that the decree recently issued by Judge Humphreys will be satisfied without the sale on Saturday

of the land on Quarry street and near Baker Island, which had been ordered disposed of.

### INVENTORY AMENDED.

W. F. Allen, guardian of the Oppenheim minors, filed an amended inventory of the estate, showing that the item of \$200, which had been charged to him, was investment in a note secured by a real estate mortgage. On this showing the Court approved the accounts.

### WILL GET A DIVORCE.

J. L. Osmer, who brought suit for divorce against his wife, Mrs. E. E. Osmer, some days ago, will obtain his freedom as soon as he gives a bond for the payment of \$5 per month for the support of his children. The hearing took place yesterday before Judge Humphreys. Mrs. Osmer appearing only by her attorney, C. C. Hitting, and the Court held that Osmer was entitled to a decree.

### IN THE FEDERAL COURT.

In a brief session of the United States District Court yesterday Judge Ketchum admitted four new citizens—Peter High and Adam Petrie of Canada, W. Petersen of Norway and Albert F. Felt of California. Also, Andrew and Frank E. Thompson were admitted to practice.

### SCHOONER ENTERPRISE LIEBELD.

Fred. Birkin, first mate of the schooner Enterprise, has begun libel proceedings against the schooner and her master, Captain Peitch. He asks \$2,000 for injuries which he charges were inflicted on him by the captain in mid-ocean on the recent trip between San Francisco and this port.

### EMPIRE CASE APPEAL.

Notice has been given by Kinney, Ballou & McClanahan, attorneys for the bark Empire, against which several sailors obtained judgment last week, that the Empire will be appealed to the United States Circuit Court of Appeals. The judgments obtained aggregated \$141.50 and costs.

### HONORS TO OAHU BOYS.

Two of Them Get Commissions in the Regular Army.

George A. Herbst and William Neely, students at Oahu College during the past two years, have just received commissions as Second Lieutenants in the Regular Army, having successfully passed the examinations in San Francisco. Theodore Koch begins his examinations today and will undoubtedly pass.

### MAUI NATIVE REPUBLICANS.

It is asserted that the Independent leaders on the Hana side of Maui who were selected by the Wilcox-Kaula element of this City, have repudiated the Independent party and taken up with the Republicans. A meeting was held here recently and after considerable discussion the decision was reached to ally themselves with the Republican party. Not only did the leaders array themselves under the Republican standard but the rank and file of the natives did the same.

### TWO SORTS OF FATIGUE.

To be tired is nothing. The bodily powers are more or less exhausted for the time being. No harm is done. The sources of strength are not impaired. Food and rest will set things to right. We shall sleep all the better for having come home under the soothing influence of fatigue. It is nature's way of leaving no headaches or bewildered brains behind it. It is the highest order for tomorrow's supply of vigor. The man who was never tired with honest labor has missed one of life's riches.

But the thing this woman talks of is very different. Rest does not relieve it; the cheerfulness and refreshment of the evening meal cannot be used as an antidote to it; it is a sort of weakness which neither welcomes the darkness nor has the hope in the dawn.

"Ever since I was a girl twelve years of age," she says, "I have been weak and ailing. I had no strength or energy, and was always low and languid. I had a poor appetite, and the little food I took gave me great pain at the chest and through my back."

"My skin was yellow and I had a constant pain at my right side. From time to time I was taken with spasms, and for hours was racked with pain. I lost much sleep, and had often to sit up in bed. I had a gnawing pain and a shivering in the stomach which made me feel as if I had no strength left."

"In this low state I continued for years, being sometimes better and again worse, but never free from pain. I got so extremely weak that I often thought I should never live."

"In March, 1893, my mother-in-law told me about Mother Seigel's Curative Syrup, and how it had done her good. I got a bottle from Mr. F. Hudson, chemist, Ecclesville, and when I had taken it a short time I found great benefit. My food agreed with me, and I felt stronger. I kept on taking it, and soon was better than I had been for years."

"Since then I have kept the medicine in the house, and whenever I feel anything of my old complaint it never fails to cure me. I am now in good health, for which I thank Mother Seigel's Syrup. You can make what use you like of this statement. (Signed) Mrs. Esther L. Pallen, Cotes Heath Bank, Standon, near Crewe, November 1, 1895."

Mr. Frank T. Hudson, the chemist whom Mrs. Pallen names, informs us that he has known her for some years, and vouches for the accuracy of her statement.

In the absence of definite information we can do no more than speculate as to the original cause of this lady having become, at so early an age, a victim of indigestion. The unhappy fact, however, is, that there are multitudes of children, usually girls, who suffer in the same way. They are anemic, pale, weak, cold and torpid; hence food does not nourish, and all the symptoms and results of non-nutrition follow, as described by Mrs. Pallen. The patient may die—helpless to resist—of some acute disease, like pneumonia or quick consumption, or linger along, for many years, as she did, bearing a load of illness and pain that is pitiable to see.

In these sad cases Mother Seigel's Syrup has made a record of cures, even in advanced life, which stamp it as a genuine remedy. It goes to the root of the trouble, the incompetent stomach, and liver, stimulates them to normal action, and thus ensures a radical recovery. Despite their dismal past many a woman having used the Syrup, says with Mrs. Pallen, "I am now in good health."

## CONDENSED NEWS OF THE WORLD

Spain is swelling Arizona stream.

Cuba secures 140 prizes at the Paris fair.

Rear Admiral Kempf has returned to Cavite.

Columbia, B. C., has been destroyed by fire.

Jose Mesmer, a Los Angeles pioneer, is dead.

Sostegni, the opera singer, died at Panama.

Serious illness.

Senator Mason of Illinois is visiting California.

Former President Palacio of Venezuela is dead.

The Shah has abandoned his proposed visit to Berlin.

Peru may fight Chile soon over territorial claims.

The Kansas corn crop is smaller than for many years.

The anti-imperialist convention declared for Bryan.

The debts of D. Appleton & Co. are to be paid in full.

The Venus Star, Helen Odion, is to tour in America.

The University of California has a course in Japanese.

Italian anarchists threaten the life of President McKinley.

Harry Payne Whitney is seriously ill at an Arizona resort.

Heavy rains have relieved most of the drought in India.

Cripi says that Italy will not be safe without a larger navy.

Garcia, the Porto Rico embezzler, has been caught at Havre.

McKinley's letter of acceptance will deal with imperialism.

A group of bankers may control the Southern Pacific system.

Minister Conger may return and take the stump for McKinley.

A large area was involved in the recent Alaskan earthquake.

The story of an Italian plot to kill McKinley not believed.

It is thought that General Botha knew of the Roberts' plot.

Krupp has begun practice with cannon shooting fourteen miles.

John D. Flower, brother of the late Orestes P. Flower, is dead.

Cordoba, a Bay plotter, admits that he planned to abduct Roberts.

Renewed efforts are being made for the release of Mrs. Maybrick.

C. A. Towne will follow Roosevelt's stump tour, answering him.

Marcius Daly is ill in Paris.

Clark is there buying pictures.

The farmers' trust is about to lower the price of butter in New York.

California gets the highest award for canned fruits at the Exposition.

Ex-Senator J. J. Ingalls is dead. He was buried at Atchison, Kansas.

Thousands of acres of Colorado forest land have been denuded by fire.

The steel companies have agreed to make lower bids on armor plate.

Footpads are again at work in the western district of San Francisco.

Captain Merrill Miller, U. S. N., has been commissioned Rear Admiral.

The battleship Albatross has left Cramp's yard for her official test.

Carnegie is trying to get control of the American output of pig metal.

Clark of Montana is spending money to defeat Chandler for re-election.

The Kelly ax factory at Alexandria, Indiana, has been burned.

John W. Gates, the steel magnate, wants Cullom's seat in the Senate.

Mlle. de Marcy, the actress, has resigned from the Comedie Francaise.

The new King of Italy is making the impression of a practical statesman.

All Ferrough Bay has been appointed Turkish Minister to the United States.

Kitchener, after a forced march, has relieved Colonel Hoare at Elands river.

Robert Mantell, the actor, has married his leading lady, Miss Marie Booth.

Outing to the West, Mrs. Ross London, a wealthy New Yorker, committed suicide.

At last accounts General Mahon was having a brisk fight with General De Wet.

Cuban leaders are in Washington to talk over independence with the President.

Cordelia Botkin, accused of the poisoning of a candy maker, is to have a new trial.

Paul Lawrence Dunbar, the negro poet, was drugged and robbed in New York.

John Gould-Castellane has refused to pay any more of her husband's debts.

M. H. De Young of San Francisco has received the red ribbon of the Legion of Honor.

The German press protests against the effacement of the chancellor by the Kaiser.

The President will go to the G. A. R. Encampment, but will make no set speeches.

The North German Lloyd may build the largest shipyard in the world near Bremerhaven.

President McKinley attended services at Washington in memory of King Humbert.

The Suto estate is shown to have been nearly insolvent when Adolph Suto died.

There is a water famine in the Klondike, and the summer clean-up is likely to be small.

President Loubet says the Exposition has brought the Government and people together.

The military band, operating against the Boers, has taken two Krupp guns and 654 prisoners.

O. H. P. Belmont began a game of roulette at Saratoga with \$100 and came out with \$5,000.

Rail's young king will, himself, hold the reins and prevent the king from being surrounded by young advisers.

Three vessels, the Merwin, the Effort and the Lizzie M., have been driven ashore at Nome.

Washington Populists have split and two sets of delegates have gone to the State convention.

The funeral of C. P. Huntington occurred in New York, and was of a simple character.

In an accident at the electric light works, San Diego, Engineer E. W. McCurdy lost his life.

An accident which says he was picked out to kill the King of Saxony has been arrested at Leipzig.

The Santa Fe Railroad Company has launched a fine ferryboat for use on San Francisco bay.

Nikola Tesla has got a patent on a device to prevent the escape of electricity from wires.

The Berlin press accuses Von Walden of talking too much, and dubs him "Felt Marshall."

E. S. Van Meter, a Fresno politician, has been stabbed and severely wounded by Cliff Corlies.

At the Paris fair thirty persons were precipitated over the side of a bridge and two were killed.

Chauncey S. Truax, a prominent Democrat of New York, says Bryan has no chance to win.

The Chicago lumbermen's union of Chicago has ordered a general strike to take place at once.

Wharton Barker, nominee for President of the Middle-of-the-Road Populists is said to have forfeited his citizenship by accepting a title from Russia.

A drunken waiter in Paris fought his way to Loubet's carriage and threw in a picture of his niece.

There were seven new cases of plague and five deaths at Manila for the two weeks ending July 20.

The White House caught fire on the night of August 19th, but the blaze was put out by a policeman.

An important medical discovery concerning the causes of Bright's disease, has been made at Rome.

The Greater New York census shows a population of 2,550,000 in the boroughs of Bronx and Manhattan.

The Mosquito coast Indians of Nicaragua request the return of Chief Clarence, who is in exile.

There are few better on Bryan in New York, but a large amount of McKinley money is in sight.

Minister Conger and Congressman Dooliver are the leading candidates for Iowa's vacant Senate seat.

Santa Teresa, the young Mexican "saint," has been married at San Jose, Cal., to a mining engineer.

Mlle. Elanore de Puybaudand, a Paris belle, unable to choose between two suitors, has taken the veil.

Lieutenant Jarvis of the revenue service says that there is not an unusual amount of sickness at Nome.

According to Bour reports De Wet has turned on the British, defeated them and captured 4,000 men.

Heirs of Juan Marce Ponce de Leon claim sixty-six and two-thirds acres of land in the heart of El Paso.

The eight-year-old son of Mr. and Mrs. Lawrence Wilson, of Phoenix, A. T., died of a scorpion's sting.

The Prince of Wales urges Sir Thomas Lipton's election as a member of the Royal Yacht Squadron.

General De Wet, after his escape from the British net, went north, with 7,000 burghers, to join De la Rey.

Colonel Victor Dubouché, who came back from Manila in command of the First California regiment, is dead.

San Diego will issue \$500,000 bonds to acquire a water system of the Spreckels, who will take the bonds at par.

Two of the leading Chinese firms of Chinatown, San Francisco, have failed because of the bubonic plague scare.

J. N. Burnham, a Nebraska journalist, assailed with a butcher knife by his father, killed the latter with a pistol.

The Alaska steamer Roanoke has arrived at Iloilo, bringing \$2,000,000 in gold, and worth \$100,000.

Two submarine torpedo boats of the Holland type are to be built at San Francisco.

Policemen barely saved a negro pickpocket from being lynched by a Chicago mob.

A mountain on the Stewart river was split in two by the Alaskan earthquake. Two streams were dammed by the debris.

Lord Wolsey says the British militia is unfit for service, and that the country is now stripped of trained men.

Geronimo R. Azarate has been appointed Lieutenant Governor of Lower California, with charge of the Free Zone.

Lord Roberts will succeed Lord Wolsey as commander in chief of the British army. Wolsey retires in October.

It is rumored in Europe that Russia is making strenuous efforts to deprive England of the friendship of the United States.

Private Bookes of the Fourth Infantry, who deserted to the Filipinos, has been sentenced to forty years' imprisonment.

The helmsman of the torpedo boat sunk by the French battleship Brenus, is held to be to blame for the disaster.

It is rumored from Lourenco Marques that President Steyn died of a wound when on his way to meet President Kruger.

George Gould has gone to Paris to save the valuable furnishings of Count Castellane from enforced sale at public auction.

Society people at Bensonhurst, a suburb of Brooklyn, are up in arms because Rob Fitzsimmons has rented a place there.

An English correspondent says Kruger wants peace, but is kept from doing it by the forcible interposition of his generals.

California's assessed valuation stands at \$1,218,225,588. San Francisco county shows an increase of \$5,043,659 over last year's valuation.

Ernest, the assassin of King Humbert, has asked a postponement of his trial until witnesses can arrive from the United States.

A provisional treaty of amity, commerce, navigation and general intercourse has been signed by Spain and the United States.

Senator Stewart of Nevada, foremost champion of silver, has come out for McKinley. He cannot stand Bryan's views of expansion.

The Confederate Association of the Army of Tennessee protests against the attendance of Gen. John B. Gordon at the G. A. R. reunion.

Lord Roberts declares in a proclamation that burghers who violate their oaths of neutrality will be punished by death or imprisonment.

Senator Lodge's son has been married to Miss Davis, a daughter of Judge Davis of the Court of Claims. The wedding was a surprise.

Two hundred buildings have been wrecked in Sheboygan, Wis., by an electric storm. The same storm did much damage in Michigan.

Roger Livingstone Jr., of New York, a millionaire, says he had wedded the Hampton, a chorus girl with whom he became infatuated at Yale.

Montague R. Levermore, whose incriminating letter to Aguinaldo was captured by General Funston, once served in the California Legislature.

The Casanovian said he wedded the Countess at Cherbourg September 14th and remaining at the capital five or six days. He will stay at the Russian Embassy.

In a New York riot over the murder of a policeman by a negro over fifty people were hurt with pistol balls, razors, clubs and other like weapons.

The 200 militiamen of Vancouver, who refused to do anything against the labor unions, have been fined \$25 each and made to parade in the rogues' squad.

It is rumored that Senator Clark of Montana bought the Los Angeles Terminal Road and will head the construction of a new line across the continent.

A weed growing in the Georgia mountains called "gall of the earth," is found to be a specific for the bite of the mad dog, rattlesnake, moccasin and copperhead.

The police of La Plata have arrested a man known as Carlos Ravasser, in whose possession were found numerous bombs. Ravasser is known to the police as an anarchist.

The opening prices on the Alaska pack of salmon are very satisfactory. The prices are \$1.10 and 1.175. There will be a shortage in the supply of from 500,000 to 700,000.

Big guns are being mounted at Calais to match those being set up by the English. Ex-Genl. Lord command the channel. Boulogne will be improved as a great naval depot.

An express package containing \$25,000 in bills, was stolen from a safe in an Adams express car near Burlington,

ship by accepting a title from Russia.

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